

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **Michigan First Credit Union v Barbara Smith**

Docket No. **284379**

L.C. No. **2007-082217-CZ**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The motions to waive fees under MCR 7.202(3) and 7.204(B)(2) are GRANTED for this case only.

The claim of appeal from the February 21, 2008 order and the motion for immediate consideration are DISMISSED for lack of jurisdiction because appellants claimed their appeal even though the amount of damages owed had not been determined. MCR 7.202(6)(a)(i) and MCR 7.203(A)(1). See also *Children's Hosp v Auto Club Ins Ass'n*, 450 Mich 670, 677; 545 NW2d 592 (1996) (the order appealed was not final because the circuit court had not entered an order setting the amount of damages owed).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

APR 23 2008

Date

*Sandra Schultz Mengel*

Chief Clerk